

10/524431

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Customer No. 22,892

Attorney Docket No. 02814.0072-00000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Johan Dewald LUBBE )  
) Group Art Unit:  
Application No.: Not Yet Assigned )  
) Examiner:  
Filed: February 15, 2005 )  
)  
For: **REFUSE BIN** )  
)

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicant brings to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. A copy of the listed foreign patent document is attached. Applicant respectfully requests that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. Japanese Patent Application No. 5-124708. An English language abstract of this document is enclosed.

In lieu of a statement of relevance or the translation of the non-English document, enclosed is an English-language international search report from the European Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing this document and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 15, 2005

By: 

Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/rac

10/524431  
15 FEB 2005

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|--|---|----|-----------------------|------------------------|------------------|
| Substitute for form 1449A/PTO  |   |    | Case 05-10007 ACT/PTO |                        |                  |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br><i>(Use as many sheets as necessary)</i> |   |    | Application Number    |                        |                  |
|  |   |    | Filing Date           |                        |                  |
|  |   |    | First Named Inventor  |                        |                  |
|  |   |    | Art Unit              |                        |                  |
|  |   |    | Examiner Name         |                        |                  |
| Sheet  | 1 | of | 1                     | Attorney Docket Number | 02814.0072-00000 |

| U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS |                          |  |  |  |   |
|---|--------------------------|--|--|--|---|
| Examiner<br>Initials                                | Cite<br>No. <sup>1</sup> | Document Number                          | Issue or<br>Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|   |                          | Number-Kind Code <sup>2</sup> (if known) |  |  |   |
|   |                          | US-5,398,374                             | 03-21-1995                                 | BETANCOURT   |   |
|   |                          | US-5,667,136                             | 09-16-1997                                 | CHEN   |   |
|   |                          | US-5,148,975                             | 09-22-1992                                 | DICKERSON, et al.                                  |   |
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**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

| FOREIGN PATENT DOCUMENTS |                          |   |                                |  |  |                          |
|--------------------------|--------------------------|---|--------------------------------|--|--|--------------------------|
| Examiner<br>Initials     | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | Translation <sup>6</sup> |
|                          |                          | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) |                                |  |  |                          |
|                          |                          | JP 5-124708   | 05-21-1993                     | KAJIMURA   |  | ABSTRACT                 |
|                          |                          |   |                                |  |  |                          |
|                          |                          |   |                                |  |  |                          |
|                          |                          |   |                                |  |  |                          |

| NON PATENT LITERATURE DOCUMENTS |                          |   |                          |
|---------------------------------|--------------------------|---|--------------------------|
| Examiner<br>Initials            | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item<br>(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s),<br>publisher, city and/or country where published. | Translation <sup>6</sup> |
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|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|